PTO/SB/21 (08-03) Approved for use through 08/30/2003. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE der the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number TRADEM Application Number 10/624.924 Filing Date TRANSMITTAL 07-22-2003 **FORM** First Named Inventor Stoneberg et al Art Unit (to be used for all correspondence after initial filing) **Examiner Name** Attorney Docket Number COC11-GN002 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication Fee Transmittal Form Drawing(s) to Technology Center (TC) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Terminal Disclaimer Identify below): **Extension of Time Request** RETURN POSTCARD Request for Refund **Express Abandonment Request** ~ CD, Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority INFORMATION DISCLOSURE STATEMENT INCLUDING FORMS PTO/SB/08A AND + 39 Document(s) CITED REFERENCES Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm David A. Mancino, Reg. No. 39,289 Stettinius & Hollister LLP Individual name Signature Date 10-15 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Typed or printed name Sharon A., Shelton, Paralegal Date 10-15-2003 Signature haror

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10/15/2003

Sharon A. Shelton

(Name)

(Signature)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

Applicant

Stoneberg et al.

Serial No.

10/624,924

Filed On

July 22, 2003

Title

BEVERAGE CLOSURE WITH OPEN/CLOSE SPOUT AND

PROTECTED SEAL SURFACES

Docket No.

COC11-GN002

Examiner

Art Unit :

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313

Dear Sir:

INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. § 1.97, the Examiner's attention is directed to the references listed on the attached Forms PTO/SB/08A. A copy of each of the listed references is provided.

It is to be understood that the present disclosure of art is in no way intended to be a waiver of any arguments or defenses available to the Applicant under the rules of the U.S. Patent and Trademark Office and the statutes of the United States. No fee is required. The

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Information Disclosure Statement COC11-GN002 Page 2

Commissioner is hereby authorized to charge any additional fees that may be required by this paper, or to credit any overpayment to Deposit Account 200053.

Respectfully submitted,

David A. Mancino Reg. No. 39,289

TAFT, STETTINIUS & HOLLISTER LLP 425 Walnut Street, Suite 1800 Cincinnati, OH 45202-3957 (513) 357-9331 mancino@taftlaw.com

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PTO/SB/08A (08-03)

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known				
Application Number	10/624,924			
Filing Date	07-22-2003			
First Named Inventor	Stoneberg et al			
Art Unit				
Examiner Name				
Attorney Docket Number	COC11-GN002			

Examiner	Cite No.1	Document Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where
Initials* No.1	No. ¹	Number-Kind Code ^{2 (# known)}	MM-DD-YYYY	Applicant of Cited Document	Relevant Passages or Relevant Figures Appear
		^{US-} 0,351,875	11-02-1886	R. Marsh	
		^{US-} 1,949,058	02-27-1934	C. W. Leguillon	
		^{US-} 2,598,403	05-27-1952	J. Macey	
		^{US-} 3,107,829	10-22-1963	A. G. Makowski	
		^{US-} 3,141,580	07-21-1964	H. L. Rogers	
		^{US-} 3,191,806	06-29-1965	R. S. Schultz et al	
		US- 3,276,640	10-04-1966	M. Kessler	
		US- 3,439,842	04-22-1969	M. B. Stull	
		^{US-} 3,738,545	06-12-1973	Roy	
		^{US-} 4,151,924	05-01-1979	Jameson	
		^{US-} 4,314,656	02-09-1982	Kessler	
		^{US-} 4,408,700	10-11-1983	Fillmore et al.	
		^{US-} 4,497,765	02-05-1985	Wilde et al.	
		US- 4,749,103	06-07-1988	Barriac	
		US- 4,826,055	05-02-1989	Stull	
		us- 4,927,065	05-22-1990	Beck	
		^{US-} 4,967,941	11-06-1990	Beck	
		^{US-} 4,979,648	12-25-1990	Montgomery et al.	
		^{US-} 5,104,008	04-14-1992	Crisci	

		FORE	IGN PATENT DOCU	MENTS		
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)	MM-DD-YYYY		Or Relevant Figures Appear	T ₆
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Examiner	Date	
Signature	Considered	

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Compl t if Known				
Application Number	10/264,924			
Filing Date	07-22-2003			
First Named Inventor	Stoneberg et al.			
Art Unit				
Examiner Name	!			
Attorney Docket Number	COC11-GN002			

			U. S. PATENT	DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ^{2 (F known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevan Figures Appear
	 	US- 5,112,628	05-12-1992	Conrad	
<u> </u>		US- 5,145,094	09-08-1992	Perlmutter	
	╁	US- 5,169,035	12-08-1992	Imbery, Jr.	
	1	US- 5,328,063	07-12-1994	Beck et al.	
	 	^{US-} 5,332,127	07-26-1994	White	
		^{US-} 5,429,282	07-04-1995	Stebick	
		US- 5,472,120	12-05-1995	Stebick et al.	
		US- 5,577,625	11-26-1996	Baird et al.	
		^{US-} 5,588,562	12-31-1996	Sander et al.	
		^{US-} 5,620,117	04-15-1997	Bieze et al.	
		^{US-} 5,743,444	04-28-1998	Beck et al.	
		^{US-} 5,810,185	09-22-1998	Groesbeck	
		^{US-} 5,829,609	11-03-1998	Beck	
		^{US-} 5,829,611	11-03-1998	Beck	
		us- 5,975,369	11-02-1999	Yurkewicz et al.	
		^{US-} 6,135,329	10-24-2000	Stoneberg et al.	
		^{US-} 6,257,463 B1	07-10-2001	De Polo	
		^{US-} 6,299,038 B1	10-09-2001	Schmeisser et al.	
		^{US-} 6,321,924 B1	11-27-2001	Yurkewicz et al.	Ì

Examiner	Cite	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	Τ
Initials*	No.¹	Country Code ³ Number ⁴ Kind Code ⁵ (if known)	MM-DD-YYYY	Applicant of Cited Document	Or Relevant Figures Appear	Ţ
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Complete if Known				
Application Number	10/624,924			
Filing Date	07-22-2003	-		
First Named Inventor	Stoneberg et al.			
Art Unit				
Examiner Name				
Attorney Docket Number	COC11-GN002			

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ^{2 (F known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	├	IIS 0.000 405 D4	04 45 0000	D	
		^{US-} 6,338,425 B1	01-15-2002	Berge et al.	
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		FORE	IGN PATENT DOCU	MENTS		
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)	MM-DD-YYYY		Or Relevant Figures Appear	Ţ
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Examiner	Date	
Signature	Considered	

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